



# DNREC Virtual Public Hearing

**7 DE Admin. Code 3801 Shellfish Aquaculture  
(Docket #2022-R-F-0014)**

Welcome. Any visual content that is part of this hearing will appear in this window.

**Computer Audio:** Use the **audio connections menu** to turn audio on or off.

**Telephone Audio:** Dial-in Number: 1-646-931-3860

Meeting ID: 875 4107 2704 Passcode: 884733

Comments will be accepted using the DNREC Comment form, via email, or by USPS mail as noted on the hearing event page ([de.gov/dnrehearings](https://de.gov/dnrehearings))

# Proposed Amendments to 7 DE Admin. Code 3801 Shellfish Aquaculture

## Background

- Delaware allows shellfish aquaculture in the Inland Bays (Indian River, Rehoboth, and Little Assawoman Bays) with 2013 adoption of 7 Delaware Code Chapter 20
- This Code gives DNREC the authority to promulgate the regulations needed to allow shellfish aquaculture to develop and thrive in Inland Bays while coexisting with the many other uses of these waters
- DNREC regulation is approved in 2014 and the permit process needed to allow leasing begins
- Leasing begins in 2017 and DNREC starts getting feedback from lessees on the regulation
- DNREC begins public outreach on possible regulation changes in 2019, initiates regulatory action in 2022

# Proposed Amendments to 7 DE Admin. Code 3801 Shellfish Aquaculture

The Proposed Amendments affect the following parts of the regulation:

- Definitions
- Shellfish Aquaculture Subaqueous Land Lease Issuance
- Non-SADA Subaqueous Land Lease Application
- Shellfish Nursery Permits and Nursery Structures
- Shellfish Aquaculture Gear
- Importation of Shellfish for Shellfish Aquaculture
- Shellfish Aquaculture Species

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- Lease Marking
- Harvesting a Shellfish Aquaculture Subaqueous Land Lease
- Active Use of Shellfish Aquaculture Subaqueous Land Lease Sites
- Reporting Requirements for Shellfish Aquaculture Subaqueous Land Leases and Shellfish Aquaculture Nursery Structures
- Shellfish Aquaculture Land Lease Transfers
- Shellfish Aquaculture Subaqueous Land Lease Expiration, Surrender, Termination, and Sale
- Prohibited Activities



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Thank you for joining us. We will accept comments on this matter through October 12, 2023.

Comments may be submitted in writing

via [DNREC Comment form](https://dnrec.alpha.delaware.gov/public-hearings/comment-form/) - <https://dnrec.alpha.delaware.gov/public-hearings/comment-form/>

via [email](mailto:DNRECHearingComments@delaware.gov)- [DNRECHearingComments@delaware.gov](mailto:DNRECHearingComments@delaware.gov)

or by USPS mail:

Theresa Smith, Hearing Officer

DNREC – Office of the Secretary

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The full verbatim transcript will be posted when it becomes available.

For more information, find the event page for this hearing on the DNREC Public Hearings page

[dnrec.alpha.delaware.gov/public-hearings/](https://dnrec.alpha.delaware.gov/public-hearings/)